

29779. Shelled walnuts. (F.D.C. No. 48723. S. No. 53-498 V.)

QUANTITY: 10 25-lb. cases at Missoula, Mont.

SHIPPED: 1-14-63, from Portland, Oreg., by Northwest Nut Growers.

LABEL IN PART: (Case) "Omega Oregon & Washington Amber Walnut Meats Halves & Pieces Packed by Northwest Nut Growers Portland, Oregon \* \* \* State of Oregon."

LIBELED: 3-15-63, Dist. Mont.

CHARGE: 402(a)(3)—contained *E. coli* when shipped.

DISPOSITION: 4-11-63. Default—destruction.

29780. Peanut butter. (F.D.C. No. 50227. S. No. 74-943 A.)

QUANTITY: 116 cases, each containing 12 1-lb. 2-oz. jars, at Birmingham, Ala.

SHIPPED: 4-13-64, from Nashville, Tenn., by United States Peanut Co.

LABEL IN PART: (Jar) "Food Centers Homogenized \* \* \* Smooth Peanut Butter—Packed For Food Centers, Birmingham, Ala."

LIBELED: 6-10-64, N. Dist. Ala.; libel amended 6-17-64.

CHARGE: 402(a)(3)—contained grit and was gritty to the taste when shipped.

DISPOSITION: 7-15-64. Default—destruction.

### SPICES, FLAVORS, AND SEASONING MATERIALS\*

29781. Mustard seed. (F.D.C. No. 49163. S. No. 18-693 V.)

INFORMATION FILED: 2-27-64, N. Dist. Tex., against Golden Light Coffee & Equipment Co., a corporation, Amarillo, Tex., Hugh C. Donnell, president, Thomas G. Donnell, vice president, and Grover L. Mason, plant superintendent.

ALLEGED VIOLATION: Within the period from 11-13-62 to 12-5-62, and while a quantity of mustard seed was being held for sale after shipment in interstate commerce, the defendants caused said food to be placed in a building that was accessible to rodents and to be exposed to contamination by rodents, thereby causing the food to become adulterated.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 6-30-64. Fine in the total amount of \$700 against the defendants.

29782. Nutmeg and black pepper. (F.D.C. No. 50005. S. Nos. 13-366/7 A.)

QUANTITY: 188 cases, each containing 24 cans of nutmeg, and 447 cases, each containing 24 cans of pepper, at Boston, Mass., in possession of D & L Slade Co., Inc.

SHIPPED: 1-24-64 and 2-18-64, from New York, N.Y., and Brooklyn, N.Y.

LABELS IN PART: (Cans) "Slade's Nutmeg 1½ Oz. Net [or "Pure Black Pepper 4 Oz. Net"] D. & L. Slade Co., Boston, Mass."

RESULTS OF INVESTIGATION: Examination showed the articles to be approximately 5.33 percent (nutmeg) and 3.75 percent (pepper) short weight. The articles had been repacked at Boston, Mass., by the dealer from bulk nutmeg and pepper shipped as above.

LIBELED: 4-27-64, Dist. Mass.

\*See also Nos. 29727, 29798.

**CHARGE:** 403(e) (2)—while held for sale, the articles failed to bear a label containing an accurate statement of the quantity of the contents, since the label statements (nutmeg) "1½ Oz. Net" and (pepper) "4 Oz. Net" were inaccurate.

**DISPOSITION:** 7-23-64. Consent—claimed by D & L Slade Co., for relabeling.

**29783. Salad dressing.** (F.D.C. No. 50264. S. No. 20-016 A.)

**QUANTITY:** 110 cases, each containing 4 1-gal. jars, at Pittsburgh, Pa.

**SHIPPED:** 1-7-64 and 4-20-64, from Westfield, N.Y., by Westfield Sommers Foods, Inc.

**LABEL IN PART:** (Jar) "Daisy Salad Dressing H. F. Behrhorst & Son, Inc., Pittsburgh, Pa."

**RESULTS OF INVESTIGATION:** Examination showed that the article contained a vegetable gum emulsifying ingredient not declared on the label.

**LIBELED:** 7-27-64, W. Dist. Pa.

**CHARGE:** 403(g) (2)—when shipped, the article purported to be and was represented as salad dressing, a food for which a definition and standard of identity had been prescribed by regulations, and its label failed to bear a statement of its optional emulsifying ingredient content [vegetable gum] as required by regulations.

**DISPOSITION:** 8-26-64. Default—delivered to a charitable institution.

**29784. Salt.** (F.D.C. No. 50128. S. Nos. 40-012/13 A, 40-015 A.)

**QUANTITY:** 867 100-lb. bags at Corpus Christi, Tex., in possession of Scogin Wholesale Grocery Co.

**SHIPPED:** 2-15-63 and 11-13-63, from Jefferson Island and Avery Island, La.

**LIBELED:** 5-16-64, S. Dist. Tex.

**CHARGE:** 402(a) (3)—contained rodent excreta pellets, rodent urine, and rodent nests; and 402(a) (4)—held under insanitary conditions.

**DISPOSITION:** 7-23-64. Consent—claimed by Scogin Wholesale Grocery Co. Denatured and relabeled "For Nonfood Use."

**29785. Vanilla concentrate.** (F.D.C. No. 49914. S. No. 7-163 A.)

**QUANTITY:** 1 50-gal. size, containing approximately 30 gal., at Richmond, Va.

**SHIPPED:** 8-2-63, from Union City, N.J., by Reynaud, Ltd.

**LABEL IN PART:** (Drum) "Pure Vanilla 10-Fold Concentrate-Bourbon \* \* \* Reynaud Ltd. \* \* \* Union City N.J."

**RESULTS OF INVESTIGATION:** Examination showed the article to be a dark brown liquid with a vanilla-like odor containing added vanillin and little if any true vanilla extractives.

**LIBELED:** On or about 3-6-64, E. Dist. Va.

**CHARGE:** 402(b) (1)—when shipped, the valuable constituent, vanilla extractives, had been in whole or in part omitted or abstracted from the article; 402(b) (2)—vanillin and flavorings other than true vanilla extractives had been in whole or in part substituted for the article; 402(b) (4)—vanillin and flavorings other than true vanilla extractives had been added to or mixed or packed with it, so as to make it appear better or of greater value than it was; 403(a)—the label statement "Pure Vanilla 10-Fold Concentrate" was false and misleading since it was contrary to fact; 403(i) (2)—the article was fabricated from two or more ingredients and its label failed to bear the com-